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# HOUSE BILL No. 1654

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-37-4.5.

**Synopsis:** Sex crime victims and polygraph examinations. Prohibits a law enforcement officer from requiring an alleged victim of a sex crime to submit to a polygraph examination. Provides that a law enforcement officer may not refuse to investigate, charge, or prosecute a sex crime solely because the alleged victim of the sex crime has not submitted to a polygraph examination.

**Effective:** July 1, 2007.

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## Dembowski

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January 23, 2007, read first time and referred to Committee on Judiciary.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

## HOUSE BILL No. 1654

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 35-37-4.5 IS ADDED TO THE INDIANA CODE  
2       AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
3       JULY 1, 2007]:

4       **Chapter 4.5. Sex Crimes Victims and Polygraph Examinations**

5       **Sec. 1. As used in this chapter, "polygraph" means a device that**  
6       **permanently and simultaneously records, at a minimum, an**  
7       **individual's:**

8           (1) cardiovascular and respiratory patterns; and

9           (2) galvanic skin responses;

10       **in order to determine truthfulness.**

11       **Sec. 2. A law enforcement officer may not require an alleged**  
12       **victim of an offense described in IC 35-42-4 to submit to a**  
13       **polygraph examination.**

14       **Sec. 3. A law enforcement officer may not refuse to investigate,**  
15       **charge, or prosecute an offense under IC 35-42-4 solely because the**  
16       **alleged victim of the offense has not submitted to a polygraph**  
17       **examination.**



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1        **Sec. 4. This chapter does not prohibit an alleged victim of an**  
2        **offense under IC 35-42-4 from voluntarily submitting to a**  
3        **polygraph examination.**

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